

**UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA  
Norfolk Division**

JAMAL DONTAE BURNELL, #91340-083,

Petitioner,

v.

ACTION NO. 2:21cv391

R. WILSON, *Acting Warden*,

Respondent.

**FINAL ORDER**

This matter was initiated by petition for a writ of habeas corpus pursuant to 28 U.S.C. § 2241. ECF No. 1. Jamal Dontae Burnell (“Burnell”), a federal prisoner convicted and sentenced in the Eastern District of Virginia and housed in the Federal Correctional Center in Petersburg, Virginia, alleges he was denied due process with respect to a disciplinary hearing held at FCI Petersburg on July 30, 2020. *Id.* Specifically, he alleges he did not receive a copy of the disciplinary hearing officer (“DHO”) report within 15 days of the hearing, and that he is actually innocent of the charges. *Id.* at 6–7.

The petition was referred to a United States Magistrate Judge for report and recommendation pursuant to the provisions of 28 U.S.C. § 636(b)(1)(A) and (B). ECF No. 3. The Magistrate Judge’s report and recommendation filed May 4, 2022, recommends dismissal of the petition with prejudice. ECF No. 15. On May 23, 2022, Burnell filed objections to the report and recommendation. ECF No. 16. The Court, having reviewed the record and examined Burnell’s objections to the report and recommendation, and having made *de novo* findings with respect to the portions objected to, does hereby accept the findings and recommendations set forth

